

PATENT DOCKET 204,482

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

APPLICANT: SAXENA ET AL.

EXAMINER:

SERIAL NO.: 09/539,992

ART UNIT.: 1649

FILED: March 30, 2000

TITLE: A NEW AND DISTINCT  
SOMACLONAL VARIETY  
OF ROSE SCENTED  
GERANIUM "PARIMAL"

RECEIVED

JUL 19 2000

TECH CENTER 1600/2900

DATE: July 7, 2000

**ADVISORY LETTER REGARDING LARGE ENTITY STATUS**

Hon. Commissioner of  
Patents and Trademarks  
Washington, D.C. 20231

**STATEMENT OF FILING BY EXPRESS MAIL 37 C.F.R. § 1.10**

This correspondence is being deposited with the United States Postal Service on July 7, 2000 in an envelope as "Express Mail Post Office to Addressee" Mailing Label Number EK 051 386 708 US addressed to the Honorable Commissioner for Patents, Washington, D.C. 20231.

07/13/2000 JADD01 00000056 09539992

01 FC:107

240.00 DP


REMARKS

Upon the filing of the subject Plant Patent Application, Applicants inadvertently submitted a check in the amount of \$240.00 to cover the filing fee. This amount is incorrect, since Applicants are a large entity. This inadvertence was perpetuated by the Patent Office, since although no Small Entity Statement was filed, the Patent Office, nonetheless, gave it Small Entity Status. (We enclose a copy of the Official Filing Receipt.)

Applicants submit herewith an additional check in the amount of \$240.00 in order to cover the large entity filing fee. Applicants also enclose herewith a request that the Official Filing Receipt be corrected to properly indicate that Applicants are a large entity.

When Applicants submitted the Response to Notice to File Missing Parts on July 6, 2000, they submitted a check in the amount of \$130.00 to cover the surcharge for the late filing of the Declaration by a large entity.

Respectfully submitted,

  
JAY S. CINAMON  
Attorney for Applicants  
Reg. No. 24,156

**ABELMAN FRAYNE & SCHWAB**  
150 East 42nd Street  
New York, New York 10017-5612  
Tel. (212) 949-9022  
Fax (212) 949-9190

# FILING RECEIPT



\*OC000000005170912\*



## UNITED STATES DEPARTMENT OF COMMERCE Patent and Trademark Office

Address: ASSISTANT SECRETARY AND  
COMMISSIONER OF PATENT AND TRADEMARKS  
Washington, D.C. 20231

APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLAIMS	IND CLAIMS
09/539,992	03/30/2000	1649	240	204,482	7	1	1

Abelman Frayne & Schwab  
150 East 42nd Street  
New York, NY 10017

Date Mailed: 06/12/2000

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the PTO processes the reply to the Notice, the PTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

### Applicant(s)

Gauri Saxena, Lucknow, INDIA;  
Suchitra Banerjee, Lucknow, INDIA;  
Laiq ur Rahman, Lucknow, INDIA;  
Gopal Rao Mallavarapu, Lucknow, INDIA;  
Srikant Sharma, Lucknow, INDIA;  
Suman Preet Singh Khanuja, Lucknow, INDIA;  
Sushil Kumar, Lucknow, INDIA;

RECEIVED  
JUL 19 2000  
TECH CENTER 1600/2900

### Continuing Data as Claimed by Applicant

### Foreign Applications

If Required, Foreign Filing License Granted 06/10/2000

**\*\* SMALL ENTITY \*\***

### Title

New and distinct somaclonal variety of rose scented geranium

### Preliminary Class

PLT



## LICENSE FOR FOREIGN FILING UNDER

Title 35, United States Code, Section 184

Title 37, Code of Federal Regulations, 5.11 &amp; 5.15

**GRANTED**

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 36 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

**NOT GRANTED**

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).

**PLEASE NOTE the following information about the Filing Receipt:**

- The articles such as "a," "an" and "the" are not included as the first words in the title of an application. They are considered to be unnecessary to the understanding of the title.
- The words "new," "improved," "improvements in" or "relating to" are not included as first words in the title of an application because a patent application, by nature, is a new idea or improvement.
- The title may be truncated if it consists of more than 600 characters (letters and spaces combined).
- The docket number allows a maximum of 25 characters.
- If your application was submitted under 37 CFR 1.10, your filing date should be the "date in" found on the Express Mail label. If there is a discrepancy, you should submit a request for a corrected Filing Receipt along with a copy of the Express Mail label showing the "date in."

Any corrections that may need to be done to your Filing Receipt should be directed to:

Assistant Commissioner for Patents  
Office of Initial Patent Examination  
Customer Service Center  
Washington, DC 20231